

ARTICLE 11.07 FILED AND SET ISSUES

**NO ARTICLE 11.07 APPLICATIONS WERE FILED AND SET FOR
SUBMISSION ON THE WEEK OF JULY 6, 2022**

ALPHABETICAL LISTING WITHOUT ISSUES

WRIT NO.	NAME	DATE FILED AND SET
WR-90,880-02	CASTILLO, DENNIS JACOB	01/27/2021
WR-91,748-01	COLLIER, ARTHUR RAY	11/25/2020
WR-91,197-01 & -02	KIBLER, JONATHAN H.	05/06/2020
WR-92,475-01	LOZOYA, MATHEW DAVID	03/16/2022
WR-91,731-01	MATHEWS, AARON	11/11/2020
WR-88,970-01	MCMILLAN, TANYA MARIE W.	02/12/2020
WR-56,380-03	ROARK, ANDREW WAYNE	12/11/2019
WR-90,982-01	SALINAS, GENOVEVO SALINAS	01/27/2021
WR-93,354-02	SMITH, BRENT IN RE STATE OF	05/02/2022
WR-93,208-01	WOODS, FLOYD	05/25/2022

NUMERICAL LISTING WITH FILED AND SET ISSUES

WR-56,380-03 ROARK, ANDREW WAYNE 12/11/2019

Whether Applicant is entitled to relief because the State's expert recanted her trial testimony and because there is new science on rebleeds of subdural hematomas in young children. *See* TEX. CODE CRIM. PROC. art. 11.073. **REMANDED 09/15/2021**

WR-88,970-01 MCMILLAN, TANYA MARIE WARRELL 02/12/2020

Whether *Ex parte Pue*, 552 S.W.3d 226 (Tex. Crim. App. 2018), announced a new rule for purposes of retroactivity; if so, whether it is a substantive or procedural rule; and whether one of the exceptions to the general rule of retroactivity applies. *See Teague v. Lane*, 489 U.S. 288, 307 (1989).

WR-90,880-02 CASTILLO, DENNIS JACOB 01/27/2021

Whether Applicant was denied his right to appeal.

WR-90,982-01 SALINAS, GENOVEVO SALINAS 01/27/2021

Whether Applicant was denied his right to effective assistance of counsel.

WR-91,197-01 & -02 KIBLER, JONATHAN H. 05/06/2020

Whether a person convicted of multiple charges of indecency with a child by exposure that are adjudicated at the same time has received multiple convictions "before or after" conviction as described in Article 62.101(a)(4) of the Texas Code of Criminal Procedure.

WR-91,731-01 MATHEWS, AARON 11/11/2020

Applicant contends that his plea was involuntary because a police officer presented false evidence. This application was filed and set for submission to determine whether this Court's decision in *Ex parte Coty*, 418 S.W.3d 597 (Tex. Crim. App. 2014) applies to all state actors. **REMANDED 01/26/2022**

WR-91,748-01 COLLIER, ARTHUR RAY 11/25/2020

Whether Applicant was denied his right to appeal.

WR-92,475-01

LOZOYA, MATHEW DAVID

03/16/2022

This application was filed and set for submission to determine whether:

- 1) when an applicant receives a period of community supervision that is longer than the period authorized by statute for the offense charged, the trial court loses jurisdiction to revoke the community supervision when the maximum period authorized by statute has expired;
- 2) an applicant who pleads guilty in exchange for a period of community supervision longer than that authorized by statute is estopped from complaining about a revocation that occurs within the period of community supervision received but after the maximum period of community supervision authorized by statute; and
- 3) the conviction for the count challenged by Applicant in this case was part of a package plea agreement, and if so, in what way that might affect the appropriate remedy in this case, should the Court find it necessary to fashion one.

WR-93,208-01

WOODS, FLOYD

05/25/2022

Whether Applicant's convictions for possession of a firearm by a felon violate Double Jeopardy.

WR-93,354-02

SMITH, BRENT IN RE STATE OF TEXAS

05/02/2022

This application was filed and set for submission to determine:

- (1) whether, under *Ex parte Valdez*, or other authority, the district court has a ministerial duty to abstain from issuing writs that arise from actions occurring in a distant county;
- (2) whether, under *Ex parte Valdez*, or other authority, the district court has a ministerial duty to abstain from deciding the merits of writ applications that arise from actions occurring in a distant county; and
- (3) whether it would be a clear abuse of discretion to hold that Texas Code of Criminal Procedure article 11.06 applies to misdemeanor cases, given that indictments are not required in misdemeanor cases.